1609 Shoal Creek Blud., Ste. 100

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Shaw Cowart, L.L.P.

derivative action under Rule 23.1, or an action related to an unincorporated association under Rule 23.2. 1 6. A receiver has not been appointed in this case. 2 7. This case is not governed by any federal statute that requires a court order for 3 dismissal of the case. 4 8. Plaintiff has not previously dismissed any federal- or state-court suit based on or 5 including the same claims as those presented in this case. 6 Respectfully submitted, 7 SHAW COWART, LLP 8 By: /s/ Ethan L. Shaw 9 Ethan L. Shaw (TX Bar No. 18140480) Justin W. Fishback (TX Bar No. 24056736) 10 1609 Shoal Creek Blvd., Ste. 100 Austin, Texas 78701 11 (512) 499-8900 telephone (512) 320-8906 facsimile 12 elshaw@shawcowart.com ifishback@shawcowart.com 13 Attorneys for Plaintiff 14 **AGREED:** 15 NELSON MULLINS RILEY & SCARBOROUGH, LLP 16 17 By: /s/ Richard B. North, Jr. Richard B. North, Jr. (GA Bar No. 545599) 18 201 17th Street, NW, Suite 1700 Atlanta, Georgia 30363 19 (404) 322-6000 telephone (404) 322-6050 facsimile 20 Richard.north@nelsonmullins.com Attorneys for Defendants 21 22

Certificate of Service

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I hereby certify that on this 4th day of January 2017, I electronically transmitted the foregoing Stipulation of Dismissal to the Clerk's Office using the CM/ECF System for filing and transmittal of a Notice of Electronic Filing to the attorneys who are registered with the Court's electronic filing system.

/s/ Ethan L. Shaw